



Journal of the House

State of Indiana

112th General Assembly

First Regular Session

Fifteenth Meeting Day

Thursday Morning

February 1, 2001

The House convened at 10:00 a.m. with the Speaker in the Chair.

The invocation was offered by Representative James D. Atterholt.

The Pledge of Allegiance to the Flag was led by Representative Gary L. Cook.

The Speaker ordered the roll of the House to be called:

T. Adams	Hoffman
Aguilera	Kersey
Alderman	Klinker
Atterholt	Kromkowski
Avery	Kruse
Ayres	Kruzan •
Bardon	Kuzman
Bauer	Lawson
Becker	Leuck
Behning	Liggett
Bischoff	J. Lutz
Bodiker	Lytle
Bosma	Mahern
Bottorff	Mangus
C. Brown	Mannweiler
T. Brown	McClain
Buck	Mellinger
Budak	Mock
Buell	Moses
Burton	Munson
Cheney	Murphy
Cherry	Oxley
Cochran	Pelath
Cook	Pond
Crawford	Porter
Crooks	Richardson
Crosby	Ripley
Day	Robertson
Denbo	Ruppel
Dickinson	Saunders
Dillon	Scholer
Dobis	M. Smith
Dumezich	V. Smith
Duncan	Steele •
Dvorak	Stevenson
Espich	Stilwell •
Foley	Sturtz
Frenz	Summers
Friend	Thompson
Frizzell	Tincher
Fry	Torr
GiaQuinta	Turner
Goeglein	Ulmer
Goodin	Weinzapfel
Grubb	Welch
Harris	Whetstone
Hasler	Wolkins
Herndon	D. Young
Herrell	Yount
Hinkle	Mr. Speaker

Roll Call 24: 97 present; 3 excused. The Speaker announced a quorum in attendance. [NOTE: • indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, February 5, 2001, at 1:00 p.m.

BARDON

Motion prevailed.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1410, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 33, strike "or".

Page 2, line 35, delete "." and insert ";".

Page 2, line 35, after "and" insert "or".

Page 2, between lines 35 and 36, begin a new line single block indented and insert:

"(4) promote an event that will increase tourism to the unit, if the unit specifies in its appropriation how many jobs are affected by the event."

Page 2, line 36, delete "may" and insert "must".

Page 3, delete lines 15 through 17, begin a new line single block indented and insert:

"(15) direct expenses incurred in promoting an event under subsection (c)(4)."

(Reference is to HB 1410 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 23, nays 1.

BAUER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred House Bill 1585, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 10, after "of the" insert "**proceeds used to pay off the**".

(Reference is to HB 1585 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

BODIKER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1589, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 3-5-2-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 4. "Ballot card" means a card on which votes are recorded by the process of punching or marking; refers to either a punch card ballot or an optical scan ballot.

SECTION 2. IC 3-5-2-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1,

2001]: Sec. 4.5. "Ballot card voting system" refers to either a punch card voting system or an optical scan voting system.

SECTION 3. IC 3-5-2-33.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 33.8. "Optical scan ballot" means a card or another paper on which votes are:

- (1) recorded by marking the card or paper in ink or pencil; and
- (2) tabulated by an optical system that reads the marks on the card or paper.

SECTION 4. IC 3-5-2-33.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 33.9. "Optical scan voting system" means a voting system using optical scan ballots.

SECTION 5. IC 3-5-2-41.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 41.5. "Punch card ballot" means a card on which votes are recorded by punching holes in the card.

SECTION 6. IC 3-5-2-41.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 41.6. "Punch card ballot system" means a voting system using punch card ballots.

SECTION 7. IC 3-10-1-28.5, AS AMENDED BY P.L.176-1999, SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 28.5. (a) If a ballot card voting system is used in a precinct, after a voter has marked a ballot card the voter shall place it inside the envelope provided for this purpose and return it to the judge.

(b) The judge shall remove the stub from the ballot card. This subsection does not apply to an optical scan ~~ballot card~~ voting system.

(c) The judge shall then offer to return the envelope with the ballot card inside to the voter. The voter shall:

- (1) accept the envelope and deposit it with the ballot card inside into the ballot box; or
- (2) decline the envelope and require the judge to deposit it in the ballot box.

(d) The voter then shall leave the polls."

Page 1, delete lines 10 through 11, begin a new paragraph and insert:

"(b) The fund consists of the following:

- (1) Money appropriated to the fund by the general assembly, including any money appropriated from the build Indiana fund.
- (2) All money allocated to the state by the federal government for improvement of voting systems.
- (3) Proceeds of bonds issued by the Indiana bond bank for improvement of voting systems as authorized by law.

The auditor of state shall establish an account within the fund for money appropriated by the general assembly and a separate account within the fund for any money received by the state from the federal government."

Page 2, line 7, delete "." and insert "not later than December 31, 2003."

Page 2, line 22, after "5." insert "(a)".

Page 2, line 23, after "shall" insert ", subject to subsections (b) and (c)."

Page 2, line 24, delete "twenty-five percent (25%)" and insert "fifty percent (50%)".

Page 2, between lines 26 and 27, begin a new paragraph and insert: "(b) Subject to requirements of federal law under which money is allocated to the state, the division shall pay an additional reimbursement to a county that is eligible for reimbursement under this chapter from the federal money an amount determined under STEP FIVE of the following formula:

STEP ONE: Determine the amount of federal money received by the state.

STEP TWO: Determine the number of precincts in the county on July 1, 2001.

STEP THREE: Determine the total number, as of July 1, 2001, of precincts in all counties that are eligible for reimbursement under this chapter.

STEP FOUR: Divide the number determined in STEP TWO by

the number determined in STEP THREE.

STEP FIVE: Multiply the number determined in STEP FOUR by the number determined in STEP ONE.

(c) It is the intent of the general assembly that a county that is eligible for reimbursement under this chapter be reimbursed from federal money received by the state to the maximum extent permitted by federal law. Notwithstanding subsection (b), if federal money remains in the fund after the formula in subsection (b) is applied, the remaining federal money shall be distributed to any counties that have not received the maximum amount of federal money permitted by federal law. Money distributed under this subsection shall be distributed based on the ratio that the number of precincts in the county to be reimbursed under this subsection bears to the total number of precincts in all counties to be reimbursed under this subsection, to the extent permitted by federal law.

(d) If federal money remains in the fund after subsection (c) is applied, the remaining federal money reverts to the fund from which state money was appropriated, to the extent permitted by federal law."

Page 2, after line 32, begin a new paragraph and insert:

"SECTION 9. IC 3-11-7-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1.(a) The commission must approve a ballot card voting system before it may be used in an election.

(b) After June 30, 2001, the commission may not approve a punch card voting system for use in an election.

(c) After December 31, 2003, a punch card voting system may not be used in an election.

SECTION 10. IC 3-11-13-6, AS AMENDED BY P.L.176-1999, SECTION 79, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 6. (a) Before an election at which a ballot card voting system is used, a county election board shall:

- (1) have the marking devices prepared for the election;
- (2) have the marking devices put in order, set and adjusted, and made ready for voting when delivered to the precincts; and
- (3) provide the precinct election officers with marking devices, a demonstration marking device (except in precincts using optical scan ~~ballot cards~~; ballots), ballot cards, ballot boxes, ballot labels, and other records and supplies as required.

(b) While acting under subsection (a), the county election board may restrict access to parts of the room where marking devices and other election material are being handled to safeguard this material.

(c) Each county election board shall have each ballot card voting system, along with all necessary furniture and appliances that go with the system at the polls, delivered to the appropriate precinct not later than 6 p.m. of the day before election day. The county executive shall provide transportation for the systems if requested to do so by the county election board.

SECTION 11. IC 3-11-13-18, AS AMENDED BY P.L.176-1999, SECTION 80, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 18. (a) This subsection does not apply to an optical scan ~~ballot card~~ voting system. Each ballot card provided under section 17 of this chapter must have two (2) attached perforated stubs on which is printed the same serial number. The top stub shall be bound or stapled in the package of ballot cards retained by the precinct election officers. The following information must be printed on the second stub:

- (1) The name of the political subdivision holding the election.
- (2) The designation of the election.
- (3) The date of the election.
- (4) The instructions to the voters.
- (5) In a primary election, the name of the political party.

(b) The county election board in a county using a ballot card voting system shall provide ballot cards to the precinct election board that permit voters to cast write-in votes for each officer to be voted for at that election.

(c) The ballot cards provided under subsection (b) must be:

- (1) designed to be folded; or
- (2) accompanied by a secrecy envelope;

to ensure the secrecy of each of the votes cast by a voter.

(d) A write-in vote shall be cast by printing the name of the candidate and the title of the office in the space provided for write-in

votes on a ballot card or secrecy envelope.

SECTION 12. IC 3-11-13-20, AS AMENDED BY P.L.26-2000, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 20. (a) This section does not apply to an optical scan ~~ballot card~~ voting system.

(b) Each county election board shall maintain a record of the serial numbers of all of the ballot cards provided to a precinct and shall note in this record the precinct to which each ballot card relates.

SECTION 13. IC 3-11-13-28.5, AS AMENDED BY P.L.176-1999, SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 28.5. (a) Unless challenged, a voter may proceed to vote.

(b) This subsection does not apply to an optical scan ~~ballot card~~ voting system. After a voter has signed the poll list, the poll clerk holding the ballot card shall remove the top stub, as described in section 18 of this chapter, and deliver to the voter one (1) of each ballot card that the voter is entitled to vote at the election. The top stub (and any second stub declined by the voter under section 33 of this chapter) shall be retained by the precinct election board and returned to the election board following the close of the polls.

(c) As each successive voter calls for a ballot, the poll clerks shall deliver to the voter the first initialed ballot of each type. The inspector shall then deliver to the poll clerks another ballot of each type, which the clerks shall initial as before.

SECTION 14. IC 3-11-13-33, AS AMENDED BY P.L.176-1999, SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 33. (a) After a voter has marked a ballot card, the voter shall place it inside the envelope provided for this purpose or fold the envelope described in section 18(c)(1) of this chapter and return the ballot card to the judge.

(b) This subsection does not apply to an optical scan ~~ballot card~~ or to a ballot card with a fold-over envelope. The judge shall remove the second stub, as described in section 18 of this chapter, from the envelope and offer the second stub to the voter.

(c) The judge shall offer to return the envelope with the ballot card inside to the voter. The voter shall:

- (1) accept the envelope and deposit it in the ballot box; or
- (2) decline the envelope and require the judge to deposit it in the ballot box.

(d) If a voter offers to vote a ballot card that is not inside the envelope provided for this purpose or with the envelope not folded if the ballot is described in section 18(c)(1) of this chapter, the precinct election board shall direct the voter to return to the booth and place the ballot card in the envelope provided for this purpose or fold the envelope.

(e) After a voter's ballot cards have been deposited in the ballot box, the poll clerks shall make a voting mark after the voter's name on the poll list.

(f) After voting, a voter shall leave the polls. However, a voter to whom ballot cards and a marking device have been delivered may not leave the polls without voting the ballot cards or returning them to the poll clerk from whom the voter received them.

SECTION 15. IC 3-11-13-35, AS AMENDED BY P.L.176-1999, SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 35. (a) If a voter spoils or defaces a ballot card or marks it erroneously, the voter shall return the card so as not to disclose any choices that the voter has made.

(b) This subsection does not apply to an optical scan ballot. ~~card~~. A voter returning a ballot must comply with subsection (a) by folding the stub on the ballot card.

(c) After complying with subsection (b), the voter then may receive another ballot card. Upon receipt of a defective ballot card, the precinct election board shall:

- (1) immediately cancel the defective card by writing on the back of the card and stub the word "VOID" in ink or in indelible pencil; and
- (2) without detaching any stub attached to the card, place the card in the container for voided ballots in a manner that does not expose the choices of the voter."

Renumber all SECTIONS consecutively.

(Reference is to HB 1589 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 2.

KROMKOWSKI, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred House Bill 1636, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Delete page 2.

Page 3, delete lines 1 through 33.

Page 3, line 37, after "Mortgage" delete ";".

Page 7, line 41, delete "2002" and insert "2003".

Renumber all SECTIONS consecutively.

(Reference is to HB 1636 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

BODIKER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Joint Resolution 4, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said resolution do pass.

Committee Vote: yeas 14, nays 0.

KROMKOWSKI, Chair

Report adopted.

HOUSE BILLS ON SECOND READING

House Bill 1419

Representative Bauer called down House Bill 1419 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1420

Representative Bauer called down House Bill 1420 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

SPECIAL ORDER OF BUSINESS

House Bill 1434

The Speaker handed down House Bill 1434, authored by Representative L. Lawson, which had been made a special order of business for 10:20 a.m. The bill was read a second time by title. The motion of Representative L. Lawson was pending.

HOUSE MOTION

(Amendment 1434-1)

Mr. Speaker: I move that House Bill 1434 be amended to read as follows:

Page 5, line 23, delete "This section applies to a".

Page 5, delete lines 24 through 25.

Page 5, line 26, delete "(b)".

Page 5, run in lines 23 and 26.

Page 5, line 29, delete "(c)" and insert "(b)".

Page 5, line 32, delete "(d)" and insert "(c)".

Page 5, line 35, delete "(e)" and insert "(d)".

Page 6, line 6, delete "(f)" and insert "(e)".

Page 6, line 15, delete "(g)" and insert "(f)".

Page 6, line 23, delete "(h)" and insert "(g)".

Page 6, line 31, delete "subsection (i)" and insert "subsection (h)".

Page 6, line 36, delete "subsection (j)" and insert "subsection (i)".

Page 6, line 40, delete "subsection (j)" and insert "subsection (i)".

Page 7, line 5, delete "(i)" and insert "(h)".

Page 7, line 31, delete "(j)" and insert "(i)".

Page 7, line 33, delete "subsection (i)" and insert "**subsection (h)**".

Page 7, line 36, delete "subsection (h)(3)" and insert "**subsection (g)(3)**".

Page 7, line 41, delete "subsection (h)(4)" and insert "**subsection (g)(4)**".

Page 7, line 42, delete "(k)" and insert "(j)".

Page 8, line 3, delete "(l)" and insert "(k)".

Page 8, line 7, delete "(m)" and insert "(l)".

Page 8, line 12, delete "(n)" and insert "(m)".

Page 8, line 18, delete "(o)" and insert "(n)".

Page 8, line 21, delete "(p)" and insert "(o)".

(Reference is to HB 1434 as printed January 26, 2001.)

L. LAWSON

Representative L. Lawson withdrew the motion.

There being no further amendments, the bill was ordered engrossed.

HOUSE BILLS ON SECOND READING

House Bill 1479

Representative Bauer called down House Bill 1479 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1618

Representative Welch called down House Bill 1618 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1618-1)

Mr. Speaker: I move that House Bill 1618 be amended to read as follows:

Replace the effective dates in SECTIONS 1 through 17 with "[EFFECTIVE OCTOBER 1, 2003]".

Page 2 line 35, delete "IC 9-30-5-1(a)" and insert "**section 1(a) of this chapter**".

Page 2, line 41, delete "IC 9-30-5-1(a)" and insert "**section 1(a) of this chapter**".

Page 3, line 2, delete "IC 9-30-5-1 through IC 9-30-5-5" and insert "**sections 1 through 5 of this chapter**".

Page 3, line 4, delete "IC 9-30-5-1(a)" and insert "**section 1(a) of this chapter**".

(Reference is to HB 1618 as printed January 30, 2001.)

SUMMERS

Motion failed. The bill was ordered engrossed.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1025

Representative Avery called down Engrossed House Bill 1025 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and industrial safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 25: yeas 89, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators M. Young and Bowser.

Engrossed House Bill 1160

Representative Cook called down Engrossed House Bill 1160 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Representatives Herndon, Mellinger, and Sturtz were excused from voting. Roll Call 26: yeas 82, nays 11. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator C. Meeks.

Engrossed House Bill 1405

Representative T. Adams called down Engrossed House Bill 1405 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Representatives Alderman, Herndon were excused from voting. Roll Call 27: yeas 89, nays 5. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators .

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1541, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 12, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred House Bill 1586, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

SUMMERS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1864, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 1873, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 7, delete "lowest per diem" and insert "**average case mix per diem rate for Medicaid payments in effect for health facilities licensed under IC 16-28 as of July 1 of each year.**".

Page 2, delete lines 8 through 9.

Page 2, line 12, after "shall" insert "**develop rules under IC 4-22-2 to establish guidelines that require the state department to**".

Page 2, line 13, delete "on an" and insert "**at least once every one (1) to three (3) years.**".

Page 2, delete line 14.

Page 2, after line 14, begin a new paragraph and insert:

"SECTION 5. [EFFECTIVE JULY 1, 2001] (a) **Notwithstanding IC 16-25-5-2.5, as added by this act, the state department of health shall conduct an annual survey of each hospice program licensed or approved under IC 16-25-3 to determine if the hospice complies with IC 16-25.**

(b) **This SECTION expires July 1, 2003.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1873 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 2099, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning welfare.

Delete everything after the enacting clause and insert the following:

SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **Before July 1, 2002, the division of family and children shall adopt rules under IC 4-22-2 to require each child who is less than eighteen (18) years of age and who resides in a family that receives monthly cash assistance payments through the federal Temporary Assistance to Needy Families program to receive the immunizations recommended by the American Academy of Pediatrics unless the parent or other adult caretaker relative:**

(1) **refuses to have the child immunized because of religious beliefs; or**

(2) **provides documented medical evidence from a licensed physician that the immunization is not available or appropriate for the child.**

(b) **This SECTION expires July 1, 2002.**

SECTION 2. **An emergency is declared for this act.**

(Reference is to HB 2099 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred House Bill 2124, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 23, delete "allow the facility to", and insert "**release a child removed from the facility to the child's parent, legal guardian, or another individual designated by the child's parent or legal guardian unless:**

(A) **the division explains to the child's parent or legal guardian that the child's removal from the facility was necessary due to the existence of an immediate risk to the health or safety of children at the facility; and**

(B) **the child's parent or legal guardian acknowledges, in writing, receipt of the information required under clause (A).**

The division shall notify in writing the parent or legal guardian of each child removed from a facility under this subdivision when the division determines that the risk that required the removal of the child has been eliminated."

Page 2, delete lines 24 through 26.

Page 2, between lines 28 and 29, begin a new paragraph and insert:

"SECTION 2. IC 12-17.2-4-19 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 19. Except as provided in

IC 12-17.2-2-2(8) and section 29 of this chapter, the division shall give a licensee thirty (30) calendar days written notice by certified mail of an enforcement action. The licensee shall also be provided with the opportunity for an informal meeting with the division. The licensee must request the meeting within ten (10) working days after receipt of the certified notice."

Page 3, line 13, after "facility" insert "**described in subsection (a)**".

Page 3, line 14, delete "subsection (c)" and insert "**this section**".

Page 3, between lines 23 and 24, begin a new paragraph and insert:

"SECTION 4. IC 12-17.2-5-19 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 19. Except as provided in **IC 12-17.2-2-2(8) and** section 29 of this chapter, the division shall give a licensee thirty (30) calendar days written notice by certified mail of an enforcement action. The licensee shall also be provided with the opportunity for an informal meeting with the division. The licensee must request the meeting within ten (10) working days after receipt of the certified notice."

Page 4, line 8, after "home" insert "**described in subsection (a)**".

Page 4, line 9, delete "subsection (c)" and insert "**this section**".

Renumber all SECTIONS consecutively.

(Reference is to HB 2124 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 1.

SUMMERS, Chair

Report adopted.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that House Bills 1095, 1586, 1589, 1873, and 2100 had been referred to the Committee on Ways and Means.

PETITION TO CHANGE VOTING RECORD

Mr. Speaker: Pursuant to House Rule 75, I hereby petition to change my voting record on the third reading of Engrossed House Bill 1160, Roll Call 26, on February 1, 2001. In support of this petition, I submit the following reason:

"I was present and in my seat, but when I attempted to vote, I inadvertently pushed the Yea button when I intended to abstain from voting."

HERNDON

There being a constitutional majority voting in favor of the petition, the petition was adopted. *[Journal Clerk's note: this changes the vote tally for Roll Call 26 to 82 yeas, 11 nays. The corrected roll call is printed with this Journal.]*

HOUSE MOTION

Mr. Speaker: I move that Representatives Thompson and Kruse be added as coauthors of House Bill 1025.

AVERY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Cook, L. Lawson, and Dillon be added as coauthors of House Bill 1048.

DUNCAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Mock be added as coauthor of House Bill 1389.

FRY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Torr be added as coauthor of House Bill 1402.

AVERY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Kuzman be added as coauthor of House Bill 1416.

AYRES

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Mangus be added as coauthor of House Bill 1418.

LEUCK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative T. Adams be added as coauthor of House Bill 1430.

D. YOUNG

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Herndon be added as coauthor of House Bill 1541.

DILLON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Fry and Budak be added as coauthors of House Bill 1644.

BECKER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Liggett be removed as author of House Bill 1786, Representative Goodin be substituted as author, and Representative Liggett be added as coauthor.

LIGGETT

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Ayres be added as coauthor of House Bill 1855.

BURTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Becker be added as coauthor of House Bill 1873.

C. BROWN

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Bardon the House adjourned at 11:05 a.m., this first day of February, 2001, until Monday, February 5, 2001, at 1:00 p.m.

JOHN R. GREGG

Speaker of the House of Representatives

LEE ANN SMITH

Principal Clerk of the House of Representatives